

purpose of the duty, leasehold property is not included as personal estate, but as real estate.

The duty is not payable on specific legacies (i.e. legacies of specific articles like jewellery or furniture) the value of which is under £20, provided that all the benefits taken by the legatee are not together of the amount or value of £20. This exemption does not apply to pecuniary (i.e. cash) legacies and all pecuniary legacies—even those under £20 must pay legacy duty.

The duty is not payable where the whole personal estate of the deceased does not exceed £100. Neither is it payable where the property, real and personal, in respect of which estate duty is payable on the death of the deceased does not exceed £1,000 net value, and either the fixed estate duty of £1 los. or £2 los. has been paid or the ordinary estate duty has been paid on the Inland Revenue affidavit.

It should be borne in mind on paying legacy duty relating to small estates that where the net value of the property, real and personal, on which estate duty is payable exceeds £1,000, the amount of legacy and succession duty payable in respect of the property is not to exceed the amount by which the net value of the property as estimated for estate duty exceeds £1,000. In other words, if

the estate
is just a little over £1,000, it must not
be charged
with legacy or succession duty to a
figure which
would make it suffer more than if the
estate was
£999-

The person primarily liable for payment
of legacy
duty is the executor. If, however, a
legatee has re-
ceived his legacy in full without the
legacy duty
having been deducted, he is liable to
pay the duty.